

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of: FRANKS et al.  
For: **AN ANALGESIC AGENT FOR  
NEWBORN OR FETAL SUBJECTS**  
Serial No.: Unknown  
Filed: Herewith  
Examiner: Unknown  
Art Unit: Unknown  
Attorney Docket No.: YOUZ 2 00109

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO-1449 is enclosed herewith.

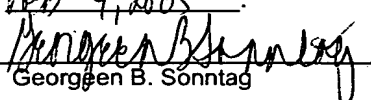
This Information Disclosure Statement is not intended to constitute an admission that any patent, publication or other information referred to herein or submitted herewith is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

US 2002/0068764

**CERTIFICATE OF MAILING**

I hereby certify that this **PRELIMINARY AMENDMENT** is being deposited with the United States Postal Service as **EXPRESS MAIL** in an envelope numbered EV 495000980 US, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on FEB 4, 2005.

  
Georgen B. Sonntag

## Other Art:

Ohashi et al., "Xenon Exhibits Antinociceptive Effect on the Formalin Test in Newborn Fischer Rats", ANESTHESIOLOGY ABSTRACTS OF SCIENTIFIC PAPERS ANNUAL MEETING, no. 2002, 2002, pages Abstract No. A-1291, XP001155998

Ohashi et al., "Nitrous oxide exerts age-dependent antinociceptive effects in Fischer rats", vol. 100, no. 1-2, November, 2002, pages 7-18, XP002261149

Ohara et al., "A comparative study of the antinociceptive action of xenon and nitrous oxide in rats", ANESTHESIA AND ANALGESIA, vol. 85, no 4, 1997, pages 931-936, XP009020357

Under § 1.98(a)(3), no concise explanation of relevance is required for information that is in the English language. Accordingly, the enclosed patents require no further explanation (or no translation is available).

Under § 1.97(b)(1), this Information Disclosure Statement is being filed within three months of the filing date of the application (or date of entry of the national stage). Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

Respectfully Submitted,

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Subst. Form PTO-1449  APPLICANT'S(S') INFORMATION DISCLOSURE STATEMENT	Atty. Docket No.: YOUZ 2 00109	Serial No. <b>10/524316</b>
	Applicant(s): Franks et al.	
	Filing Date: Herewith	Group: Unknown

U.S. PATENT DOCUMENTS							
Initial*		Document No.	Date	Name	Class	Subcl.	Filing Date
	AA	2002/0068764	06/2002	Franks et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						

FOREIGN PATENT DOCUMENTS							
		Document No.	Date	Country	Class	Subcl.	Translation?
	AK						
	AL						

OTHER ART		
AM	Ohashi et al., "Xenon Exhibits Antinociceptive Effect on the Formalin Test in Newborn Fischer Rats", ANESTHESIOLOGY ABSTRACTS OF SCIENTIFIC PAPERS ANNUAL MEETING, no. 2002, 2002, pages Abstract No. A-1291, XP001155998	
AN	Ohashi et al., "Nitrous oxide exerts age-dependent antinociceptive effects in Fischer rats", vol. 100, no. 1-2, November, 2002, pages 7-18, XP002261149	
AO	Ohara et al., "A comparative study of the antinociceptive action of xenon and nitrous oxide in rats", ANESTHESIA AND ANALGESIA, vol. 85, no 4, 1997, pages 931-936, XP009020357	
AP		
AQ		

Examiner:

Date Considered:

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if in conformance and not considered. Include copy of this form with next communication to applicant.